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CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

BY:

DEPUTY

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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

KENT CARMICHAEL, Individually and On  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

LEAP WIRELESS INTERNATIONAL,  
INC., S. DOUGLAS HUTCHESON, MARK  
H. RACHESKY, AMIN I. KHALIFA, and  
DEAN M. LUVISA,

Defendants.

Civil Action No.

NOTICE OF RELATED CASE

'08 CV 0128 H LSP

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NOTICE OF RELATED CASE

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Plaintiff Kent Carmichael, on behalf of himself and all others similarly situated, hereby submits this Notice of Related Cases pursuant to Civ.L.R. 40.1(e) of the Southern District of California.

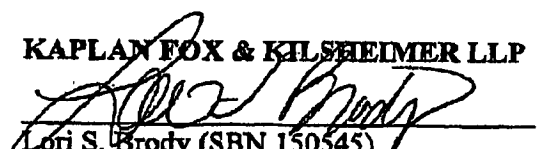
The following are related under Civ.L.R. 40.1(e):

- *Charek v. Leap Wireless International, et al*, Case No. 3:07-cv-02256-BTM-NLS, filed November 29, 2007.
- *Campbell v. Lead Wireless International, et al*, Case No. 3:07-cv-02297-BTM-NLS, filed December 7, 2007.
- *HCL Partners Limited Partnership v. Leap Wireless International, et. Al*, Case No. 3:07-cv-02245-BTM-NLS, filed December 27 2007.

The present action is related to the above actions because it arises from closely related events, calls for a determination of substantially related questions of law and fact, and would entail substantial duplication of labor if heard by different judges.

DATED: January 22, 2008.

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**Attorneys for Plaintiff**

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**PROOF OF SERVICE**

I, Lisa C. D'Annunzio, declare that I am over the age of eighteen (18) and not a party to the within action. I am employed in the law firm of Kaplan Fox & Kilsheimer LLP, 350 Sansome Street, San Francisco, California 94104.

On January 22, 2008, I served the following document(s):

**NOTICE OF RELATED CASE**

To the below parties:

<b>Darren Jay Robbins</b> Coughlin Stoia Geller Rudman & Robbins LLP 655 West Broadway Suite 1900 San Diego, CA 92101 (619)231-1058	<b>Kimberly Arouh Hicks</b> Latham and Watkins 600 West Broadway Suite 1800 San Diego, CA 92101-3375 (619)236-1234
<b>Lionel Z Glancy</b> Glancy Binkow and Goldberg 1801 Avenue of the Stars Suite 311 Los Angeles, CA 90067 (310)201-9150	<b>Evan Jason Smith</b> Brodsky & Smith, LLC 9595 Wilshire Boulevard, Suite 900 Beverly Hills, CA 90212 (310)300-8425

(BY FACSIMILE) I sent such document from facsimile machine on the above date. I certify that said transmission was completed and that all pages were received and that a report was generated by the facsimile machine which confirms said transmission and receipt.

XXX (U.S. MAIL) I placed the sealed envelope(s) for collection and mailing by following ordinary business practices of Kaplan Fox Kilsheimer LLP. I am readily familiar with Kaplan Fox Kilsheimer LLP's practice for collecting and processing of correspondence for mailing with the United States Postal Service, said practice being that, in the ordinary course of business, correspondence with postage fully prepaid is deposited with the United States Postal Service the same day as it is placed for collection.

\_\_\_\_ (PERSONAL SERVICE) I caused personal delivery of the document(s) listed above the person(s) at the address(es) set forth below.

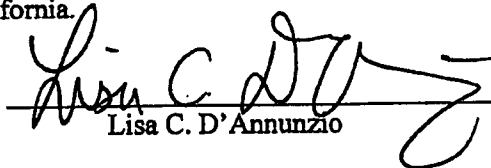
(BY OVERNIGHT DELIVERY) I placed the sealed envelope(s) or package(s) designated by the express service carrier for collection and overnight delivery by following the ordinary business practices of Kaplan Fox Kilsheimer LLP. I am readily familiar with Kaplan Fox Kilsheimer LLP's practice for collecting and processing of correspondence for overnight delivery,

NOTICE OF RELATED CASE

1 said practice being that, in the ordinary course of business, correspondence for overnight delivery is  
2 deposited with delivery fees paid or provided for at the carrier's express service offices for next-day  
delivery the same day as the correspondence is placed for collection.

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4 I declare under penalty of perjury under the laws of the United States of America and the  
State of California that the foregoing is true and correct.

5 Executed January 22, 2008 at San Francisco, California.

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8 Lisa C. D'Annunzio  
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